

## District Judge Daybook Entry

United States District Court - Southern District of West Virginia at Charleston

Date: 4/11/2011

Case Number 2:10-cr-137

Case Style: USA vs. Thomas Zamow

Type of hearing Sentencing

Before the honorable: 2515-Johnston

Court Reporter Ayme Cochran

Courtroom Deputy Staci Wilson

Attorney(s) for the Plaintiff or Government Shawn Morgan

Attorney(s) for the Defendant(s) Dwane Tinsley

Law Clerk Summer Shelton

Probation Officer Jeff Gwinn

### Trial Time

Contested Sentencing Hearing.

### Non-Trial Time

### Court Time

2:02 pm to 2:45 pm

Total Court Time: 0 Hours 43 Minutes Court actively conducting trial proceedings/Contested proceedings

### Courtroom Notes

Scheduled Start 2:00 p.m.

Actual Start 2:02 p.m.

Defendant present in person and by counsel for sentencing as to Count 1.

Defendant placed under oath.

Court addresses PSR.

Objections overruled.

Court adopts findings in PSR.

Defendant's Exhibit 1 marked and admitted.

Court adjudges Defendant guilty pursuant to prior plea.

Court addresses Government's 5k Motion.

Court grants the Government's 5k Motion and reduces defendant's offense level by 1 level.

Court makes U.S.S.G. findings after granting 5k Motion as follows:

Total Offense Level: 15

Criminal History: 1

Custody Range: 18-24 months

Supervised Release Range: 2-3 years

Fine Range: \$4,000 to \$40,000

## **District Judge Daybook Entry**

Assessment: \$100  
Defendant speaks on own behalf.  
Defendant calls Robert Kuenzel; oath given.  
Direct by Mr. Tinsley.  
Cross examination by Ms. Morgan.  
Counsel speak before sentence is imposed.  
After considering advisory U.S.S.G. ranges and Sec. 3553(a) factors, Court imposes sentence as follows:  
Custody: 12 months  
Supervised Release: 3 years  
Fine: \$25,000  
Assessment: \$100 paid  
Court states reasons for sentence imposed.  
Defendant released on current bond.  
Defendant advised of right to appeal.  
Court directs that PSR be filed under seal.  
Court recessed at 2:45 p.m.